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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

GOOGLE LLC,

Plaintiff,

v.

SONOS, INC.,

Defendant.

Case No. 3:20-cv-06754-WHA

**DECLARATION OF COLE B.
RICHTER IN SUPPORT OF SONOS,
INC.'S ADMINISTRATIVE MOTION
TO FILE UNDER SEAL DOCUMENTS
FILED IN SUPPORT OF ITS
AMENDED ANSWER TO GOOGLE
LLC'S SECOND AMENDED
COMPLAINT AND SONOS, INC.'S
COUNTERCLAIMS**

I, Cole B. Richter, declare as follows and would so testify under oath if called upon to do so:

1. I am an attorney with the law firm of Lee Sullivan Shea & Smith LLP, counsel of record to Sonos, Inc. (“Sonos”) in the above-captioned matter. I am a member in good standing of the Bar of the State of Illinois. I have been admitted *pro hac vice* in this matter. I make this declaration based on my personal knowledge, unless otherwise noted. If called, I can and will testify competently to the matters set forth herein.

2. I make this declaration in support of Sonos’s Administrative Motion to File Under Seal in connection with Sonos, Inc.’s Amended Answer to Google LLC’s Second Amended Complaint and Sonos, Inc.’s Counterclaims (“Sonos’s Amended Answer”).

3. Sonos seeks an order sealing the materials as listed below:

DOCUMENT	PORTIONS TO BE SEAL	DESIGNATING PARTY
Exhibit AU to Sonos’s Amended Answer	Entire Document	Sonos
Exhibit AV to Sonos’s Amended Answer	Entire Document	Sonos
Exhibit AW to Sonos’s Amended Answer	Entire Document	Sonos
Exhibit AX to Sonos’s Amended Answer	Entire Document	Sonos
Exhibit AY to Sonos’s Amended Answer	Entire Document	Sonos
Exhibit AZ to Sonos’s Amended Answer	Entire Document	Sonos
Exhibit BA to Sonos’s Amended Answer	Entire Document	Sonos
Exhibit BB to Sonos’s Amended Answer	Entire Document	Sonos
Exhibit BC to Sonos’s Amended Answer	Entire Document	Sonos
Exhibit BD to Sonos’s Amended Answer	Entire Document	Sonos
Exhibit BE to Sonos’s Amended Answer	Entire Document	Sonos
Exhibit BG to Sonos’s Amended Answer	Entire Document	Sonos
Exhibit BH to Sonos’s Amended Answer	Entire Document	Sonos
Exhibit BI to Sonos’s Amended Answer	Entire Document	Sonos
Exhibit BJ to Sonos’s Amended Answer	Entire Document	Sonos
Exhibit BL to Sonos’s Amended Answer	Entire Document	Sonos
Exhibit BM to Sonos’s Amended Answer	Entire Document	Sonos

DOCUMENT	PORTIONS TO BE SEAL	DESIGNATING PARTY
Exhibit BO to Sonos's Amended Answer	Entire Document	Sonos
Exhibit BP to Sonos's Amended Answer	Entire Document	Sonos
Exhibit CC to Sonos's Amended Answer	Entire Document	Sonos
Exhibit CE to Sonos's Amended Answer	Entire Document	Sonos

4. Exhibits BO, BP, CC, and CE reference Sonos's confidential business information and include confidential business agreements and licensing negotiations that are not public. Public disclosure of this information would harm Sonos's competitive standing and its ability to negotiate future business agreements because it would give competitors access to Sonos's confidential business strategies. If such information were made publicly available, I understand that Sonos's competitive standing would be significantly harmed. A less restrictive alternative than sealing the highlighted portions of Sonos's Amended Answer and the exhibits in their entirety would not be sufficient because the information sought to be sealed is Sonos's confidential business information but is integral to the defenses in Sonos's Amended Answer.

5. Additionally, Exhibits AU, AV, AW, AX, AY, AZ, BA, BB, BC, BD, BE, BG, BH, BI, BJ, BL, and BM reference Sonos's confidential business information and trade secrets, including details regarding the source code, architecture, and technical operation of various products. The specifics of how these functionalities operate is confidential information that Sonos does not share publicly. Thus, public disclosure of such information may lead to competitive harm as Sonos's competitors could use these details regarding the architecture and functionality of these products to gain a competitive advantage in the marketplace with respect to their competing products. A less restrictive alternative than sealing these exhibits would not be sufficient because the information sought to be sealed is Sonos's confidential business information and trade secrets and is integral to Sonos's defenses.

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1 I declare under penalty of perjury that the foregoing is true and correct to the best of my
2 knowledge. Executed this 18th day of March, 2022 in Chicago, Illinois.

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4 /s/ Cole B. Richter

COLE B. RICHTER